

5040.1002

UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: To Be Assigned Art Unit: To Be Assigned
Re: Application of: **Peter-Michael MERBACH et al.**
Serial No.: To Be Assigned
Filed: Herewith as national phase of International
Application No. PCT/DE03/03350, filed 8 October
2003
For: **TOUCHLESS BIOMETRIC RECOGNITION**

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

September 23, 2004

Sir:

In accordance with the provisions of 37 C.F.R. § 1.97, Applicant hereby makes of record the documents listed on the accompanying PTO-1449 Form (1 page) for consideration by the Examiner in connection with the examination of the above-identified patent application. While the references are being submitted herewith, some or all of the references may not constitute prior art under the U.S. patent laws.

The accompanying PTO-1449 Form cites, among others, references cited in the International Search Report to the underlying International Application No. PCT/DE03/03350. A copy of the International Search Report is submitted herewith.

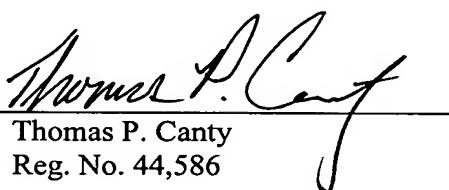
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This Information Disclosure Statement is filed under 37 C.F.R. §1.97 (b), before the mailing date of a First Office Action, therefore no fee is believed due.

In the event any additional fee is due in connection with this response or if any fee has been overpaid, the deficiency or overpayment should be charged to our Deposit Account No. 50-0552.

It is respectfully requested that the references cited in the accompanying PTO-1449 form be considered and made of record. It is respectfully submitted that the pending claims are patentable over all of the references made of record at this time.

Respectfully submitted,
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 

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FORM PTO-1449 (REV. 7-80)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE							ATTY. DOCKET NO.: 5040.1002		SERIAL NO.: To Be Assigned 10/509 448			
LIST OF PRIOR ART CITED BY APPLICANT (Use several sheets if necessary)									APPLICANT(S): Peter-Michael MERBACH et al.					
									FILING DATE: Herewith		GROUP: To Be Assigned			
U.S. PATENT DOCUMENTS														
*EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUB-CLASS	FILING DATE IF APPROPRIATE	
	AA	6	4	0	4	9	0	4	Jun. 11, 2002	Einighammer et al.	382	124		
	AB													
	AC													
	AD													
	AE													
	AF													
	AG													
	AH													
	AI													
	AJ													
	AK													
	AL													
	AM													
FOREIGN PATENT DOCUMENTS														
		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUB-CLASS	TRANSLATION	
												YES	NO	
	AN	1	0	1	2	3	5	61	Oct. 18, 2001	Germany			see Abstract/Search Report	
	AO	1	0	1	5	3	8	08	May 22, 2003	Germany			see Abstract/Search Report	
	AP	1	9	7	3	1	2	96	July 9, 1998	Germany			see Abstract/Search Report	
	AR	0	3	8	7	5	2	2	Sept. 19, 1990	Europe			in English	
	AS	6	3	2	8	5	6	76	Nov. 22, 1988	Japan			see Abstract/Search Report	
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)														
	AT	W. Zhao et al., "Face Recognition: A Literature Survey"; ACM Computing Surveys, Vol 35, No. 4, December 2003, pp. 399-4559												
	AU													
EXAMINER										DATE CONSIDERED				
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.														